

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. 5:94-CR-00147-F-1

No. 5:16-CV-00596-F

RICKY LEE WOODRUP,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

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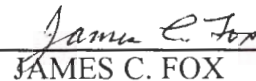
ORDER

Ricky Lee Woodrup's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 [DE-32] is before the court. Having examined Woodrup's motion pursuant to Rule 4(b) of the Rules Governing Section 2255 Proceedings, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing Section 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 motion within **forty (40)** days of the filing of this order.

Woodrup asserts challenges based on *Johnson v. United States*, 135 S. Ct. 2551 (2015), and he previously qualified for appointed counsel. Therefore, pursuant to Standing Order No. 15-SO-2 (E.D.N.C. Oct. 16, 2015), the Office of the Federal Public Defender is appointed to represent Woodrup to determine if he may qualify for post-conviction relief.

SO ORDERED.

This 29<sup>th</sup> day of June, 2016.

  
JAMES C. FOX

SENIOR UNITED STATES DISTRICT JUDGE